

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/965,426
Applicant : Gary R. DelDuca *et al.*
Filed : September 27, 2001
Title : Modified Atmospheric Packages and Methods for Making the Same

TC/A.U. : 1761
Examiner : Robert A. Madsen

Docket No. : 47097-01106USC1

**AMENDMENT & REPLY TO OFFICE ACTION
DATED JUNE 14, 2004**

Mail Stop Amendment-Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313

**CERTIFICATE OF MAILING
37 C.F.R. 1.8**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment-Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 on the date indicated below.

October 14, 2004
Date

Adeline White
Adeline White

Dear Commissioner:

The Office Action was mailed on June 14, 2004 and the shortened statutory time period to respond is three months or September 14, 2004. The Applicants are filing a one month extension extending the time for responding to October 14, 2004 and, thus, this response is timely. In response to the Office Action mailed June 14, 2004, please consider the following amendment and remarks:

Amendments to the Claims are reflected in the Listing of Claims that begins on page 2 of this paper.

Remarks begin on page 19 of this paper.